



Express Mail No. EV 686 922 642 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Usuka *et al.*

Serial No.: 10/015,167

Filed: December 11, 2001

For: SYSTEM AND METHOD FOR  
PREDICTING CHROMOSOMAL  
REGIONS THAT CONTROL  
PHENOTYPIC TRAITS

Confirmation No.: 3878

Art Unit: 1631

Examiner: Eric S. DeJong

Attorney Docket No: 9080-016-999  
(800935-999015)

STATEMENT OF THE SUBSTANCE OF THE INTERVIEW

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Pursuant to M.P.E.P. §713.04, Applicants submit the following statement of the substance of a telephonic interview held on February 1, 2006 between Examiner Eric S. DeJong and Brett Lovejoy in connection with the above-identified application. Applicants wish to thank Examiner DeJong for the courtesies extended in the Examiner Interview.

*Objections to the Specification.* Examiner DeJong and attorney for Applicants discussed the objection to URLs present in the specification. Examiner DeJong explained that browser-executable code was not permissible in the patent application specification. Attorney for Applicants duly noted this explanation and agreed to remove any recitation of the phrase “http://” or “www” from the specification.

*Rejection of the claims under 35 U.S.C. § 112, First Paragraph.* Examiner DeJong and attorney for Applicants also discussed the rejection of claims 14, 15, 17, 20, 22, 39, 42, 45-47, and 58 under 35 U.S.C. § 112, first paragraph, for reciting the phrase “plurality of genotypic data structures that are not in said one or more genotypic data structures” in the independent claims. Attorney for Applicants explained that there was written support for this phrase in the specification. Examiner DeJong agreed with Attorney for Applicants on this issue. Examiner DeJong noted that the proposed amendment in the Response would be sufficient to overcome the written description rejection of record.

This Statement of the Substance of the Interview is not to be construed as a response to the outstanding Office Action mailed on July 20, 2005. Applicant have filed a response to the Office Action mailed on July 20, 2005 as a separate paper.

Respectfully submitted,

Date: February 21, 2006

  
Brett Lovejoy 42,813  
**JONES DAY** (Reg. No.)  
222 East 41st Street  
New York, New York 10017-6702  
Phone: (415) 875-5744